

EQUAL OPPORTUNITY COMMISSION  
OF THE STATE OF NEBRASKA

\_\_\_\_\_  
(Name of Complainant)  
  
Complainant,  
  
vs.  
  
\_\_\_\_\_  
(Name of Respondent)  
  
Respondent.

Case No. \_\_\_\_\_

APPLICATION FOR SUBPOENA

TO THE CHAIRMAN OF THE EQUAL OPPORTUNITY  
COMMISSION OF THE STATE OF NEBRASKA:

Comes now your petitioner and states:

(Check one)

- ☐ 1. That at a meeting of the Equal Opportunity Commission of the State of Nebraska on \_\_\_\_\_, 19\_\_\_\_, a majority of the Commissioners present voted to apply for a subpoena in this case
- ☐ 2. That he is (complainant) (respondent) in the above case, or
- ☐ 3. That he is the Hearing Examiner conducting the public hearing in the above case.
4. That it is necessary to compel the attendance of the following witnesses at the public hearing scheduled for the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, at \_\_\_\_\_ M., at \_\_\_\_\_ in the city of \_\_\_\_\_, Nebraska.

\_\_\_\_\_  
(Name) (Address)

\_\_\_\_\_  
(Name) (Address)

WHEREFORE, your petitioner prays that the above-stated witnesses be commanded to appear before the Hearing Examiner for the public hearing to be held in the above-entitled case on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, at \_\_\_\_\_ M., at \_\_\_\_\_ in the city of \_\_\_\_\_, Nebraska.

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Dated this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_.

\_\_\_\_\_  
Petitioner

STATE OF NEBRASKA     )  
                              ) ss.  
COUNTY OF \_\_\_\_\_)

Affidavit of Service

I hereby certify that I served a copy of the foregoing Application  
for Subpoena on the Chairman of the Equal Opportunity Commission of the  
State of Nebraska by \_\_\_\_\_  
(personal service, certified mail, or registered mail)

on \_\_\_\_\_  
(name)

at \_\_\_\_\_, Nebraska,  
(Address) (City)

on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_.

Sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_,

19\_\_\_\_.

\_\_\_\_\_  
Notary Public

(seal)

EQUAL OPPORTUNITY COMMISSION  
OF THE STATE OF NEBRASKA

\_\_\_\_\_  
Complainant,  
vs.  
\_\_\_\_\_  
Respondent.

Case No. \_\_\_\_\_

SUBPOENA

TO \_\_\_\_\_:

\_\_\_\_\_  
(Address)

\_\_\_\_\_, Nebraska  
(City)

Pursuant to the authority vested in me by Neb. Rev. Stat.  
§48-1117(2), 1973 Supp., and Rule 5.01(1) of the Rules and Regulations of  
the Equal Opportunity Commission of the State of Nebraska,

YOU ARE HEREBY COMMANDED to appear before the Hearing  
Examiner in the public hearing of the above entitled matter to be held at  
\_\_\_\_\_, Nebraska, on the \_\_\_\_\_ day of  
(Address) (City)  
\_\_\_\_\_, 19\_\_, at \_\_\_\_\_ o'clock \_\_\_. M., to give  
evidence on the part of (complaint) (respondent).

Witness my hand and seal of the Equal Opportunity Commission  
of the State of Nebraska this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_.

\_\_\_\_\_  
Chairperson,  
Equal Opportunity Commission  
of the State of Nebraska

(SEAL)

STATE OF NEBRASKA )

COUNTY OF \_\_\_\_\_ )

) ss.

AFFIDAVIT OF SERVICE

(Indicate whether service is made on the person named personally, by registered mail or by certified mail.)

I hereby certify that I have served a copy of the foregoing subpoena upon \_\_\_\_\_ at \_\_\_\_\_, Nebraska,  
(Address) (City)

by \_\_\_\_\_, on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_.

I hereby certify that I have served a copy of the foregoing subpoena upon the complainant, \_\_\_\_\_ at \_\_\_\_\_, Nebraska,  
(Address) (City)

by \_\_\_\_\_, on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_.

I hereby certify that I have served a copy of the foregoing subpoena on the respondent, \_\_\_\_\_ at \_\_\_\_\_, Nebraska,  
(Address) (City)  
by \_\_\_\_\_, on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_.

Sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_.

\_\_\_\_\_  
Notary Public

(SEAL)

EQUAL OPPORTUNITY COMMISSION  
OF THE STATE OF NEBRASKA

\_\_\_\_\_, ) Case No. \_\_\_\_\_  
Complainant, )  
v. )  
\_\_\_\_\_, )  
Respondent. )

APPLICATION FOR  
ENFORCEMENT OF SUBPOENA

TO THE EQUAL OPPORTUNITY COMMISSION OF THE STATE OF NEBRASKA

Comes now your petitioner and alleges:

1. That \_\_\_\_\_ applied for a subpoena  
(he, she, it)  
in the above titled case on \_\_\_\_\_, 19\_\_\_\_.
2. That said subpoena was served on \_\_\_\_\_  
by \_\_\_\_\_ on \_\_\_\_\_, 19\_\_\_\_.
3. That said party has failed or refused to obey a subpoena  
issued and served upon him in accordance with the Nebraska Fair Employment  
Practice Act and the Rules and Regulations of the Equal Opportunity Commission  
of the State of Nebraska.

WHEREFORE, your petitioner prays that the Equal Opportunity  
Commission proceed forthwith to petition the district court having jurisdiction  
of the matter for an order requiring compliance with the subpoena at a  
continuation of the public hearing set for the \_\_\_\_\_ day of \_\_\_\_\_  
19\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_ M. at \_\_\_\_\_  
(Address)  
\_\_\_\_\_, Nebraska.  
(City)

\_\_\_\_\_  
Petitioner

STATE OF NEBRASKA  
COUNTY OF

28. AFFIDAVIT OF SERVICE

(Indicate whether service is made on the person named personally, by registered mail or by certified mail.)

I hereby certify that I have served a copy of the foregoing  
Application for Enforcement of Subpoena upon \_\_\_\_\_  
at \_\_\_\_\_, Nebraska.  
(Address) (City)  
by \_\_\_\_\_, on the  
\_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_.

I hereby certify that I have served a copy of the foregoing  
Application for Enforcement of Subpoena upon the complainant, \_\_\_\_\_  
\_\_\_\_\_, at \_\_\_\_\_, \_\_\_\_\_  
(Address) (City)  
Nebraska, by \_\_\_\_\_, on the  
\_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_.

I hereby certify that I have served a copy of the foregoing  
Application for Enforcement of Subpoena on the respondent, \_\_\_\_\_  
\_\_\_\_\_, at \_\_\_\_\_, \_\_\_\_\_  
(Address) (City)  
Nebraska, by \_\_\_\_\_, on the  
\_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_.

Sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_  
19\_\_\_\_.

**Notary Public**

(SEAL)

EQUAL OPPORTUNITY COMMISSION  
OF THE STATE OF NEBRASKA

_____	)	Case No. _____
(Name of Complainant)	)	
	)	
Complainant,	)	
	)	APPLICATION FOR
vs.	)	SUBPOENA DUCES TECUM
	)	
_____	)	
(Name of Respondent)	)	
	)	
Respondent,	)	

TO THE CHAIRMAN OF THE EQUAL OPPORTUNITY  
COMMISSION OF THE STATE OF NEBRASKA:

Comes now your petitioner and states:

(Check one)

- ☐ 1. That at a meeting of the Equal Opportunity Commission of the State of Nebraska on \_\_\_\_\_, 19\_\_\_\_, a majority of the Commissioners present voted to apply for a subpoena in this case.
- ☐ 2. That he is (complainant)(respondent) in the above case, or
- ☐ 3. That he is the Hearing Examiner conducting the public hearing in the above case.
4. That it is necessary to require the production for examination of any books, payrolls, records, correspondence, documents, papers or other evidence relevant to a charge filed with the Equal Opportunity Commission in the above matter. More specifically, petitioner seeks the production for examination and copying of the following items which are believed to be in the possession or control of

\_\_\_\_\_, of \_\_\_\_\_  
(Name) (Address)  
\_\_\_\_\_, Nebraska:  
(City)

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

WHEREFORE, your petitioner prays that \_\_\_\_\_  
\_\_\_\_\_, the person believed to be in the possession or control of  
the above-stated documents, be compelled to appear for the taking of a  
deposition and to bring with (him)(her)(it) such documents listed above for  
examination and copying on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_,  
at \_\_\_\_\_ M., at \_\_\_\_\_ in the city of \_\_\_\_\_  
\_\_\_\_\_, Nebraska.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 1974.

\_\_\_\_\_  
Petitioner

#### AFFIDAVIT OF SERVICE

STATE OF NEBRASKA     )  
                              ) ss.  
COUNTY OF \_\_\_\_\_)

I hereby certify that I served a copy of the foregoing Application for Subpoena Duces Tecum on the Chairman of the Equal Opportunity Commission of the State of Nebraska by \_\_\_\_\_  
(personal service, certified mail,

\_\_\_\_\_, on \_\_\_\_\_  
or registered mail) (Name)

at \_\_\_\_\_, Nebraska,  
(Address) (City)  
on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_.

Sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_.

\_\_\_\_\_  
Notary Public

(seal)



EQUAL OPPORTUNITY COMMISSION  
OF THE STATE OF NEBRASKA

\_\_\_\_\_, ) Case No. \_\_\_\_\_  
 )  
Complainant, )  
vs. ) SUBPOENA DUCES TECUM  
 )  
\_\_\_\_\_, )  
Respondent. )

TO \_\_\_\_\_:

\_\_\_\_\_  
(Address)

\_\_\_\_\_, Nebraska

\_\_\_\_\_  
(City)

Pursuant to the authority vested in me by Neb. Rev. Stat. §48-1117(2),  
1973 Supp., and Rule 5.01(1) of the Rules and Regulations of the Equal Opportu-  
nity Commission of the State of Nebraska,

YOU ARE COMMANDED to appear at \_\_\_\_\_ in the cit-  
\_\_\_\_\_, Nebraska, on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_  
at \_\_\_\_\_ o'clock \_\_\_\_\_ M., to testify on behalf of \_\_\_\_\_  
at the taking of a deposition in the above entitled action pending before the Equal  
Opportunity Commission of the State of Nebraska and bring with you

Any subpoenaed organization not a party to this action is admonished to  
file a designation with the Equal Opportunity Commission specifying one or two  
officers, directors, or managing agents, or other persons who consent to testify  
on its behalf, and shall set forth, for each person designated, the matters on  
which he will testify or produce documents or things. The persons so designated  
shall testify as to matters known or reasonably available to the organization.

Dated \_\_\_\_\_, 19\_\_\_\_.

\_\_\_\_\_  
Chairman,  
Equal Opportunity Commission  
of the State of Nebraska

(SEAL)

STATE OF NEBRASKA )  
COUNTY OF \_\_\_\_\_ )

ss.

AFFIDAVIT OF SERVICE

(Indicate whether service is made on the person  
named personally, by registered mail or by  
certified mail.)

I hereby certify that I have served a copy of  
the foregoing subpoena duces tecum upon \_\_\_\_\_  
at \_\_\_\_\_, Nebraska.  
(Address) (City)  
by \_\_\_\_\_ on the  
\_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_.

I hereby certify that I have served a copy of the  
foregoing subpoena duces tecum upon the complainant, \_\_\_\_\_  
at \_\_\_\_\_ (Address)  
(City), Nebraska, by \_\_\_\_\_  
on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_.

I hereby certify that I have served a copy of the  
foregoing subpoena duces tecum upon the respondent, \_\_\_\_\_  
at \_\_\_\_\_ (Address)  
(City), Nebraska, by \_\_\_\_\_  
on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_.

Sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_

19\_\_\_\_.

\_\_\_\_\_  
Notary Public

(SEAL)

EQUAL OPPORTUNITY COMMISSION  
OF THE STATE OF NEBRASKA

\_\_\_\_\_, ) Case No. \_\_\_\_\_  
Complainant, )  
v. )  
\_\_\_\_\_, )  
Respondent. ) APPLICATION FOR ENFORCEMENT  
OF SUBPOENA DUCES TECUM

TO THE EQUAL OPPORTUNITY COMMISSION OF THE STATE OF NEBRASKA

Comes now your petitioner and alleges:

1. That \_\_\_\_\_ applied for a subpoena  
(he, she, it)  
duces tecum in the above titled case on \_\_\_\_\_, 19\_\_\_\_.

2. That said subpoena duces tecum was served on \_\_\_\_\_  
by \_\_\_\_\_ on \_\_\_\_\_,  
19\_\_\_\_.

3. That said party has failed or refused to obey a subpoena  
duces tecum issued and served upon him in accordance with the Nebraska  
Fair Employment Practice Act and the Rules and Regulations of the Equal  
Opportunity Commission of the State of Nebraska.

WHEREFORE, your petitioner prays that the Equal Opportunity  
Commission proceed forthwith to petition the district court having jurisdiction  
of the matter for an order requiring compliance with the subpoena duces tecum.

\_\_\_\_\_  
Petitioner

STATE OF NEBRASKA )  
 ) ss. AFFIDAVIT OF SERVICE  
COUNTY OF \_\_\_\_\_ )

(Indicate whether service is made on the person named personally, by registered mail or by certified mail.)

I hereby certify that I have served a copy of the foregoing  
Application for Enforcement of Subpoena Duces Tecum upon \_\_\_\_\_  
\_\_\_\_\_ at \_\_\_\_\_, \_\_\_\_\_  
(Address) (City)  
Nebraska, by \_\_\_\_\_, on the  
\_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_.

I hereby certify that I have served a copy of the foregoing  
Application for Enforcement of Subpoena Duces Tecum upon the complainant.  
\_\_\_\_\_, at \_\_\_\_\_,  
(Address)  
\_\_\_\_\_, Nebraska, by \_\_\_\_\_  
(City)  
\_\_\_\_\_, on the \_\_\_\_\_ day of \_\_\_\_\_,  
19\_\_\_\_.

I hereby certify that I have served a copy of the foregoing  
Application for Enforcement of Subpoena Duces Tecum on the respondent.  
\_\_\_\_\_, at \_\_\_\_\_,  
(Address)  
\_\_\_\_\_, Nebraska, by \_\_\_\_\_  
(City)  
\_\_\_\_\_, on the \_\_\_\_\_ day of \_\_\_\_\_,  
19\_\_\_\_.

Sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_,  
19\_\_\_\_.

\_\_\_\_\_  
Notary Public

(SEAL)

STATE OF NEBRASKA )  
 ) ss.  
LANCASTER COUNTY )

The Equal Opportunity Commission of the State of Nebraska to the  
Sheriff of \_\_\_\_\_ County, in Said State--Greetings:

You are hereby commanded to notify \_\_\_\_\_ of  
\_\_\_\_\_, Nebraska, that he is being  
subpoenaed as a witness on behalf of the respondent at the public hearing  
of \_\_\_\_\_ v. \_\_\_\_\_ to be held in \_\_\_\_\_,  
Nebraska, at \_\_\_\_\_ on the \_\_\_\_\_ day of December, 1974.  
(Address)

You will make due return of this summons on or before the  
\_\_\_\_\_ day of \_\_\_\_\_, 1974.

\_\_\_\_\_  
Chairman, Equal Opportunity  
Commission of the State of Nebraska

STATE OF NEBRASKA )  
 ) ss.  
COUNTY OF \_\_\_\_\_ )

This summons came into my hands \_\_\_\_\_, 197  
and I certify that I served the same upon the following persons named there  
on the dates given, by delivering to them personally, within said county, a  
certified copy thereof, with all the endorsements thereon, to-wit:

APPROVED  
J. JAMES EXON  
GOVERNOR

*J. James Exon*

DATE 9/26/75

On \_\_\_\_\_, 197  
On \_\_\_\_\_, 197

*R. Pakenham*

APPROVED  
PAUL L. ...  
ATTORNEY ...

BY *Marilyn B. Hutchins*  
DATE 9-26-75

And upon the following persons named therein by leaving  
for each of them at their usual place of residence, in said county, a  
certified copy thereof, with all the endorsements thereon, to-wit:

On \_\_\_\_\_, 197\_\_.

On \_\_\_\_\_, 197\_\_.

The following persons named therein I cannot find in this  
county, to-wit: [Name].

[Signature], Sheriff of \_\_\_\_\_ County, Nebraska.

By \_\_\_\_\_, Deputy.

Fees:

Service \_\_\_\_\_ \$ \_\_\_\_\_

Mileage \_\_\_\_\_ \$ \_\_\_\_\_

Copies \_\_\_\_\_ \$ \_\_\_\_\_

Total \$ \_\_\_\_\_